

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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DOMINICA MANAGEMENT, INC.,

Plaintiff,

-against-

Civil Action No.:  
04-CV-7675  
(Berman, J.)  
(Maas, M.)

AMERICAN UNIVERSITY OF ANTIGUA  
COLLEGE OF MEDICINE, NEAL S.  
SIMON and SOL WELTMAN,

REPLY TO  
COUNTERCLAIMS

Defendants.

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Plaintiff Dominica Management, Inc. ("DMI"), by its attorneys, Cullen and Dykman, LLP, replying to the Counterclaims of defendant Neal S. Simon, herein alleges:

1. Admit on information and belief the allegations contained in paragraph 1 of the Counterclaim.

2. Admits the allegations contained in paragraph 2 of the Counterclaim.

3. Admit on information and belief information sufficient to form a belief as to the allegations contained in paragraph 3 of the Counterclaim.

4. Denies the allegations contained in paragraph 4 of the Counterclaim and refers all questions of law to the Court at the trial of this action.

5. Denies knowledge or information sufficient to form a belief as to the allegations contained in paragraph 5 of the Counterclaim.

6. Admits that DMI is an indirect owner of a majority interest in Ross University School of Medicine ("Ross

University") and that DeVry, Inc. is the indirect owner of DMI and Ross University. Except as so admitted, plaintiff denies the remaining allegations contained in paragraph 6 of the Counterclaim.

7. Denies the allegations contained in paragraph 7 of the Counterclaim.

8. Plaintiff repeats and realleges its replies to the Counterclaim paragraphs 1 through 7 as if fully set forth herein.

9. Admit that Simon and Angelakis were depicted on a video produced by Ross University during their employment at Ross University and except as so admitted deny the remaining allegations in paragraph 9 of the Counterclaim.

10. Deny the allegations in paragraph 47 of the Counterclaim.

11. Admits that Simon and Angelakis are no longer employed by DMI, and except as so admitted, denies knowledge or information sufficient to form a belief as to the remaining allegations contained in paragraph 11 of the Counterclaim.

12. Denies the allegations contained in paragraph 12 of the Counterclaim.

13. Denies the allegations contained in paragraph 13 of the Counterclaim.

14. Denies the allegations contained in paragraph 14 of the Counterclaim and refers all questions of law to the Court at the trial of this action.

15. Denies the allegations contained in paragraph 15 of the Counterclaim.

WHEREFORE, Counterclaim defendant DMI demands judgment dismissing the Counterclaim and for such other and further relief as this Court deems just and proper, together with the costs and disbursements of this action.

Dated: Garden City, New York  
August 22, 2005

CULLEN AND DYKMAN LLP

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